

The opinion in support of the decision being entered today was *not* written for publication and is *not* binding precedent of the Board.

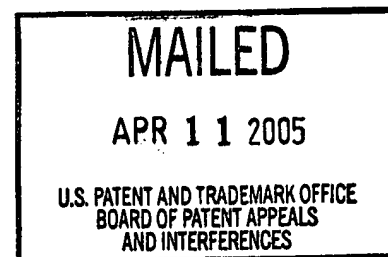
Paper No. 12

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte ROGER P. WILLEMS

Application No. 09/997,934



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on February 22, 2005. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

Applicants filed on or about November 30, 2001, an Information Disclosure Statement ("IDS"). The IDS, however, appears to be missing from the record. Thus, it is not apparent that the examiner considered the IDS that was submitted nor notified applicants in writing that it has been considered in accordance with the criteria set forth in 37 CFR §§ 1.97 and 1.98.


Application No. 09/997,934

Accordingly, it is

ORDERED that the application is returned to the examiner for obtaining and consideration of the IDS filed on November 30, 2001, and for such further action as may be appropriate.

**BOARD OF PATENT APPEALS
AND INTERFERENCES**

By:



CRAIG R. FEINBERG
Program and Resource Administrator
(571) 272-9797

Robert D. Hornbaker, Esq.
Freilich, Hornbaker & Rosen
10960 Wilshire Blvd., Suite 1220
Los Angeles, CA 90024

crf/llf